

Amendments from the Judiciary: 16, 74, 157, 371, 426, 437, 488, 550, 559, 600, 618, 650, 667, 680, 681, 689, 690, 765, 797, 873, 876, 888, 891, 908, 965, 966, 969, 975, 981, 1003, 1039, 1058, 1077, 1082, 1083, 1084, 1094, 1098, 1099, 1101, 1102, 1103, 1104, 1105, 1106, 1107, 1108, 1109, 1115, 1180, 1288, 1456, and 1471.

Amendments from Public Safety: 6, 7, 28, 29, 37, 53, 55, 60, 71, 85, 86, 101, 118, 125, 126, 130, 131, 133, 136, 160, 168, 169, 174, 177, 183, 189, 196, 197, 210, 216, 224, 225, 242, 264, 268, 270, 297, 298, 305, 306, 317, 354, 383, 385, 392, 409, 412, 423, 427, 428, 429, 430, 444, 459, 467, 502, 510, 512, 526, 560, 617, 699, 703, 707, 742, 750, 753, 763, 767, 786, 787, 788, 789, 790, 791, 792, 795, 798, 824, 826, 846, 866, 878, 907, 919, 937, 938, 940, 948, 963, 971, 976, 1031, 1034, 1038, 1095, 1097, 1117, 1120, 1177, 1201, 1202, 1203, 1211, 1214, 1216, 1220, 1226, 1260, 1261, 1268, 1279, 1283, 1285, 1351, 1356, 1378, 1428, 1483, 1484, and 1485.

Mr. DeLeo and others move to amend H.4000 in section 2, in item 0320-0010, by striking the figure “1,188,510” and inserting in the place thereof the following figure:— “1,208,522”

and move to further amend the bill in section 2, in item 0321-1600, by striking the figure “9,470,424” and inserting in the place thereof the following figure:— “9,670,424”

and move to further amend the bill in section 2, in item 0321-2000, by striking the figure “753,248” and inserting in the place thereof the following figure:— “773,248”

and move to further amend the bill in section 2, in item 0321-2100, by striking the figure “820,000” and inserting in the place thereof the following figure:— “840,000”

and move to further amend the bill in section 2, in item 0330-0102, by striking the figure “20,048,415” and inserting in the place thereof the following figure:— “20,568,427”

and move to further amend the bill in section 2, in item 0330-0103, by striking the figure “6,464,067” and inserting in the place thereof the following figure:— “6,645,269”

and move to further amend the bill in section 2, in item 0330-0104, by striking the figure “760,943” and inserting in the place thereof the following figure:— “916,789”

and move to further amend the bill in section 2, in item 0330-0105, by striking the figure “3,743,635” and inserting in the place thereof the following figure:— “3,911,242”

and move to further amend the bill in section 2, in item 0330-0106, by striking the figure “1,277,548” and inserting in the place thereof the following figure:— “1,307,375”

and move to further amend the bill in section 2, in item 0330-0107, by striking the figure “5,177,161” and inserting in the place thereof the following figure:— “5,310,427”

and move to further amend the bill in section 2, in item 0330-0300, by striking the figure “131,912,460” and inserting in the place thereof the following:— “134,412,460”

and move to further amend the bill in section 2, by striking item 0330-0410 and inserting in the place thereof the following item:—

0330-0410 For alternative dispute resolution services for the trial court; provided, that the services shall be made available to the extent possible in connection with child care, protection and custody proceedings in juvenile and probate courts; provided further, that not less than \$75,000 shall be expended for the Housing Services and Mediation Program operated by the Berkshire County Regional Housing Authority in Pittsfield; provided further that not less than \$60,000 shall be expended for North Central Court Services, Inc.; provided further, that not less than \$65,000 shall be expended for the North Shore Community Mediation Program in Salem; provided further, that not less than \$65,000 shall be expended for Metropolitan Mediation Services; provided further, that not less than \$62,811 shall be expended for Mediation Works, Inc; provided further, that not less than \$50,000 shall be expended for Quabbin Mediation in Athol; provided further, that not less than \$50,000 shall be expended for the Mediation and Training Collaborative of Franklin County in Greenfield; provided further, that not less than \$65,000 shall be expended for Framingham Court Mediation Services; provided further, that not less than \$60,000 shall be expended for the Cape Cod Dispute Resolution Center; provided further, that not less than \$65,000 shall be expended for the Community Dispute Settlement Center, Inc., of Cambridge; provided further, that not less than \$50,000 shall be expended for the Greater Brockton Center for Dispute Resolution; provided further, that not less than \$48,031 shall be expended for the Somerville Mediation Program; provided further, that not less than \$65,000 shall be expended for the Middlesex Multi-door Court House Program; and provided further, that not less than \$40,000 shall be expended for the Martha's Vineyard Mediation Program; and provided further, that not less than \$42,737 shall be expended for Dispute Resolution Services, Inc. in the city of Springfield; and provided further, that not less than \$50,000 shall be expended for Community Mediation of Worcester \$967,326

and move to further amend the bill in section 2, in item 0330-3200, by striking the figure “\$59,614,924” and inserting in the place thereof the following:— “\$63,614,924”

and move to further amend the bill in section 2, in item 0330-3333, by striking the following:— “provided further, that of said \$20,000,000, \$4,000,000 may be transferred to line item 0330-3200 for the operation of the court security program;”

and move to further amend the bill in section 2, in item 0331-3400 by striking the figure “\$1,940,875” and inserting in place thereof the following figure:— \$1,890,875.

and move to further amend the bill in section 2, by striking item 0331-3404;

and move to further amend the bill in section 2, in item 0332-4200, by striking the figure “\$296,888” and inserting in place thereof the following figure:— \$405,888.

and move to further amend the bill in section 2, in item 0332-7500, by striking the figure “\$275,209” and inserting in place thereof the following figure:— \$384,209.

and move further to amend the bill in section 2, in item 0333-0900, by striking the figure “3,377,715” and inserting in the place thereof the following:— “3,310,161”

and move to further amend the bill in section 2, in item 0337-0300, by inserting after the word “courts” the following:— “; provided further, that \$145,841 shall be expended for the CASA program in the Springfield Juvenile Courts”

and move to further amend the bill in section 2, item 0337-0400, by inserting after the word “court” the following:— “; provided further, that \$72,920 shall be expended for the CASA program in the Worcester Juvenile Court”

and move to further amend the bill in section 2, in item 0337-0600, by inserting after the word “courts” the following:— “; provided further, that \$100,000 shall be expended for the CASA program in the Lawrence Juvenile Court”

and move to further amend the bill in section 2, in item 0337-0700, by inserting after the word “courts” the following:— “; provided further, that \$77,478 shall be expended for the Franklin/Hampshire CASA program, including the Northampton, Greenfield, Orange, and Ware District Courts”

and move to further amend the bill in section 2, in item 0337-0800, by inserting after the word “courts” the following:— “; provided further, that \$72,920 shall be expended for the CASA program in the Plymouth County Juvenile Courts”

and move to further amend the bill in section 2, in item 0337-0900, by inserting after the word “courts” the following:— “; provided further, that \$54,690 shall be expended for a Berkshire CASA program, in the Berkshire County Juvenile Courts”

and move to further amend the bill in section 2, in item 0339-1001, by inserting after the word “General Laws” the following:— “provided further, that not less than \$100,000 shall be expended for the Central Massachusetts Probation Training Academy located in the town of Clinton for the purpose of maintaining current staffing levels and/or providing additional staff at the discretion of the Commissioner” and move to further amend said item by striking the figure “129,049,842” and inserting in the place thereof the following figure:— “133,921,389”, and”

and move to further amend the bill in section 2, in item 0339-1003, by striking the following:— “provided, that not less than \$170,000 shall be expended for the relocation expenses of the Middlesex Community Corrections Center” and move further to amend said item by striking out the figure “5,862,043” and inserting in the place thereof the following figure:— “6,392,000”

and move to further amend the bill in section 2, in item 0339-1004, by inserting after the word “restraint” the following:— “provided, that not less than \$170,000 shall be expended

for the relocation expenses of the Middlesex Community Corrections Center”; and moves to further amend said item by striking the figure “16,199,621” and inserting in the place thereof the following figure:— “17,115,205”

and move to further amend the bill in section 2, in item 0339-2100, by striking the figure “2,310,457” and inserting in the place thereof the following figure:— “2,610,457”

and move to further amend the bill in section 2, in item 0340-0100, by inserting after the words “intention to make the transfer” the following:— “provided further, that not less than \$150,000 shall be expended for additional support of the Gun Prosecution Task Force, otherwise known as the Gun Court; and provided further, that office shall submit a report to the house and senate committees on ways and means not later than March 1, 2008 detailing the number of cases prosecuted pursuant to said Gun Court”; and move to further amend said item by striking out the figure “\$15,755,297” and inserting in place thereof the following figure:— \$15,905,297.

and move to further amend the bill in section 2, in item 0340-0200, by striking out the figures “\$12,335,911” and inserting in place thereof the figures “\$12,355,911”.

and move to further amend the bill in section 2 in item 0340-0900 by striking out line item 0340-0900 and inserting in place thereof the following: —

0340-0900 For the Bristol district attorney’s office, including the victim and witness assistance program, the child abuse and sexual assault prosecution program and the domestic violence unit; provided, that the office shall submit a report to the house and senate committees on ways and means not later than February 1, 2008 summarizing the number and types of criminal cases managed or prosecuted by the office in calendar year 2007 and the disposition or status thereof which shall be delineated by each jurisdiction of the district, juvenile, probate or superior court in which the cases were managed or prosecuted; provided further, that 50 per cent of fees payable pursuant to Massachusetts Rules of Criminal Procedure 15 (d) and 30 (c)(8) for appeals taken by the office shall be paid from this item; provided further, that the office shall submit a report to the house and senate committees on ways and means not later than February 1, 2008 detailing the total number and use of private attorneys participating in any volunteer prosecutor program; provided further, that the report shall include, but not be limited to, the following: (1) total number of personnel from private law firms participating in the program; (2) name and address of the law firms; (3) duties performed by the personnel; and (4) benefits and cost savings associated with the program; provided further, that the office shall submit a report to the house and senate committees on ways and means not later than February 15, 2008 detailing the office’s use of drug forfeiture funds collected pursuant to chapter 94C of the General Laws; provided further, that the report shall include, but not be limited to, the following: (a) amount of the funds

deposited into the office's special law enforcement trust fund in fiscal years 2005, 2006 and 2007; (b) how the funds were used in those fiscal years; and (c) balance of the trust fund as of January 1, 2008; provided further, that no assistant district attorney shall be paid an annual salary of less than \$37,500; provided further, that at least 30 days before transferring any funds authorized in this item from the AA object class, the district attorney shall notify the house and senate committees on ways and means of its intention to make that transfer; and provided further, that not less than \$150,000 shall be expended for the purpose of establishing a pilot program for the purpose of providing classroom based educational programs in Bristol County schools to help prevent relationship violence which shall be administered by the Bristol district attorney \$6,979,913

and move to further amend the bill in section 2, in item 0340-1000, by inserting after the word "transfer" the following:— "and provided further, that not more than \$20,000 be expended for Cape & Islands Child Advocacy Center at Children's Cove in Hyannis".

and move to further amend the bill in section 2, in item 0340-1100, by inserting after the word "transfer" the following:— "and provided further, that \$150,000 shall be expended for the operation and management of the Berkshire County Drug Task Force".

And move to further amend the bill in section 2, in item 0340-2100 by striking out the figure "\$1,935,056" and inserting in place thereof the following figure:— \$1,985,056.

and move to further amend the bill in section 2 by striking out line item 8000-0000 and inserting in place thereof the following:—

8000-0000 For the office of the secretary, including the administration of the committee on criminal justice and the highway safety bureau to provide matching funds for a federal planning and administration grant pursuant to 23 U.S.C. section 402; provided, that not less than \$300,000 shall be expended for the purpose of a targeted control substance interdiction pilot program to be administered by the chiefs of police for the city of Revere and the town of Winthrop..... \$2,669,090

General Fund..... 15.0%
Highway Fund..... 85.0%

and move to further amend the bill in section 2 after item 8000-0010 by inserting the following new item:-

8000-0011 For a grant program to be known as the "Senator Charles E. Shannon, Jr. Community Safety Initiative", to be administered

by the executive office of public safety, to support regional, multi-disciplinary approaches to combat gang violence through coordinated programs for prevention and intervention; coordinated law enforcement, including regional gang task forces and regional crime mapping strategies; focused prosecutions; and reintegration strategies for ex-convicts; provided, that the secretary of public safety shall distribute grant funds through a competitive grant program that gives preference to applications that: (1) demonstrate high levels of youth violence, gang problems and substance abuse in a region; (2) demonstrate a commitment to regional, multi-jurisdictional strategies to deal with those community safety issues, including written commitments for municipalities, law enforcement agencies, community-based organizations and government agencies to work together; (3) clearly outline a comprehensive plan for municipalities to work with law enforcement, community-based organizations and government agencies to address gang activity; (4) make a written commitment to match grant funds with a 25 per cent match provided either by municipal or private contributions; and (5) identify a local governmental unit to serve as fiscal agent; provided further, that clusters of municipalities, in partnership with nonprofit organizations and other agencies, including district attorneys' offices, shall be eligible to apply for these funds; provided further, that those funds shall be considered one-time and grants awarded to public agencies shall not annualize in fiscal year 2007; provided further, that administrative costs for successful grant applications shall not exceed 3 per cent of the value of the grant; provided further, that no grants shall be awarded to the department of state police; provided further, that no grant funds shall be expended on food or beverages; provided further that the executive office of public safety shall publish guidelines and an application for the competitive portion of the grant program not later than August 15, 2007 and that awards shall be made to applicants not later than December 15, 2007; provided further, that the executive office of public safety may expend not more than \$100,000 of the sum appropriated in this item for its costs in administering this program; provided further, that recipients of grants distributed from this item in fiscal year 2006 or fiscal year 2007 shall receive at least that amount in fiscal year 2008; provided further, that \$2,500,000 shall be expended for municipal public safety grants; provided further, that said municipal public safety grants shall be expended for, but not limited to, targeted police hiring and training; provided further, that grant recipients shall be determined by the secretary of public safety; provided further, that the

executive office of public safety shall submit quarterly reports to the house and senate committees on ways and means detailing the amount of the grants awarded to recipients and descriptions of the grants; and provided further, that each grant recipient shall provide the executive office of public safety with a comprehensive list of the best practices that have been instituted as a result of these grants..... \$13,500,000

and move to further amend the bill in section 2 after item 8000-0040 by inserting the following new item:-

8000-0050 For the firefighting equipment grant program for fire departments of every city, town, fire district and authority of the commonwealth to be administered by the executive office of public safety; provided that grants shall be distributed to municipalities according to a formula giving equal weight to each municipalities population; provided further, that eligible fire safety equipment under this program shall include, but is not limited to, turnout gear, hand-held power lights, communication devices, telephones, personal alert safety systems, so- called, air packs, tanks, compressors, thermal imaging devices and computerized personnel accountability systems, but shall exclude firefighter apparatus and vehicles; provided further that grants awarded by said executive office to a municipality under said program shall not be utilized for the purpose of personnel costs unless such costs constitute 50 percent or less of the total grant award; provided further that no grant shall be awarded to the department of fire services; provided further that not later than February 1, 2008, the executive office of public safety shall submit a report to the house and senate committees on ways and means and to the secretary for administration and finance detailing the amount of grants awarded to said grant recipients and descriptions of said grants and each municipality will provide the executive office of public safety with a comprehensive list of the best-practices that have been instituted as a result of these grants \$2,500,000

and move to further amend the bill in section 2, in item 8000-0110, by striking out the figure “\$6,335,012” and inserting in place thereof the figure:- “\$6,435,012”.

and move to further amend the bill in section 2 after item 8000-0202 by inserting the following new item:-

8000-0619 For the distribution of grants for city and fire district student awareness of fire education programs, to be known as S.A.F.E. programs, which shall include information about the

fire risks caused by smoking; provided, that funds may be expended by the department of fire services for the purpose of performing grant related services and training \$1,500,000

General Fund..... 50.0%
 Highway Fund..... 50.0%

and move to further amend the bill in section 2 by striking out line item 8200-0200 and inserting in place thereof the following:—

8200-0200 For the operation of veteran, reserve and in-service training programs conducted by the municipal police training committee; provided, that the committee shall expend not less than \$250,000 in accordance with chapter 30B of the General Laws, for training and technical assistance for chiefs of police and administrative or command personnel by: a) a combination of training manuals, seminars, computer based training and distance learning; b) research, drafting and mailing of monthly articles and presentations on legal and administration topics; c) training presentations during and following monthly meetings of police chiefs; d) e-mail, toll-free consultation to chiefs on administrative issues and follow-up on seminar topics; e) a state-wide 3 day training conference on management, legal and leadership issues; provided further, that under no circumstances shall any expenditures authorized by this item be charged to item 8200-0222; provided further, that no expenditures shall be made, on or after the effective date of this act, which would cause the commonwealth's obligation for the purpose of this item to exceed the amount appropriated in this item; and provided further, that not less than \$25,000 be provided for the purpose of additional rental and utility payments to the town of Boylston..... \$3,339,036

and move to further amend the bill in section 2 by striking out line item 8311-1000 and inserting in place thereof the following:—

8311-1000 For the administration of the department of public safety, including the board of building regulations and standards and the architectural access board; provided, that the department may charge fees for permitting the operation of amusement devices and to support the department's participation in the National Council for Amusement and Recreational Equipment Safety; provided further, that not less than \$150,000 shall be expended to the University of Massachusetts Lowell Environmental Health and Safety Department for the use of fire resistant

intumescent/refractory paint; provided further, that the department may charge fees for amusement operator certification; and provided further, that the salaries of the commissioner and the deputy commissioner of the department of public safety shall be paid from this item \$1,341,542

and move to further amend the bill in section 2 by striking out line item 8324-0000 and inserting in place thereof the following:—

8324-0000 For the administration of the department of fire services, including the state fire marshal's office, the hazardous materials emergency response program and the Massachusetts firefighting academy, including the Massachusetts fire training council certification program, municipal and non-municipal fire training, and expenses of the council; provided, that the fire training program shall use the split days option; provided further, that notwithstanding any general or special law to the contrary, 100 per cent of the amount appropriated in this item for the administration of the department of fire services, the state fire marshal's office and the Massachusetts firefighting academy shall be assessed upon insurance companies writing fire, homeowners multiple peril or commercial multiple peril policies on property situated in the commonwealth and paid within 30 days after receiving notice of such assessment from the commissioner of insurance; provided further, that notwithstanding any general or special law to the contrary, 100 per cent of the amount appropriated in this item for the operation of the hazardous materials emergency response program shall be assessed upon insurance companies writing commercial multiple peril, non-liability portion, policies on property situated in the commonwealth and commercial auto liability policies as referenced in line 5.1 and line 19.4, respectively, in the most recent annual statement on file with the commissioner of insurance; provided further, that notwithstanding any general or special law to the contrary, funds scheduled in the PP object class, pursuant to section 27 of chapter 29 of the General Laws for this item in fiscal year 2008 shall not be transferred to any other object class in said fiscal year; provided further, that not more than 10 per cent of the amount designated for the arson prevention program shall be expended for the administrative cost of the program; provided further, that \$100,000 shall be expended to Norfolk County to maintain and improve services of the Norfolk County Regional Fire and Rescue Dispatch Center; provided further, that not less than \$100,000 shall be expended for the administration of a statewide program to provide for critical incident stress intervention for the fire departments of the cities, towns, and fire districts of the commonwealth including, but not limited to, consultant services, training, equipment and supplies; provided further, that the expenses of the board of fire

prevention regulations, under section 4 of chapter 22D of the General Laws, shall be paid from this item; provided further, that the expenses of the fire safety commission shall be paid from this item \$11,422,852

and move to further amend the bill in section 2 by striking out line item 8800-0300 and inserting in place thereof the following:—

8800-0300 For environmental monitoring of the nuclear power plant in Seabrook, New Hampshire including a continuous real-time radiological monitoring system for Massachusetts cities and towns located within the emergency planning zone of the nuclear power plant; provided, that the cost of this item, including any applicable fringe benefits and indirect costs, shall be assessed on electric companies in Massachusetts which own, in whole or in part, or purchase power from the Seabrook nuclear power plant; provided further, that the department of telecommunications and energy shall develop an equitable method of apportioning such assessments among the licensees; provided further, that such assessments shall be paid during the current fiscal year as provided by the department; provided further, that for the purposes of said item, electric companies shall be defined as all persons, firms, associations and private corporations which own or operate works or distribute electricity in the commonwealth; provided further, that the term “electric companies” shall not include municipalities or municipal light plants; provided further, that not less than \$75,000 shall be expended for Phase 3 of the monitoring update for C-10 of Newburyport; provided further, that this expense shall be apportioned according to the formula stated above; and provided further, that the department shall report to the house and senate committees on ways and means not later than March 1, 2008 the results of the monitoring project between the department and the citizens monitoring group, including but not limited to, the reasons for increases and decreases in radiation levels \$165,356

and move to further amend the bill in section 2 by striking out line item 8900-0001 and inserting in place thereof the following:—

8900-0001 For the operation of the commonwealth’s department of correction; provided, that the department shall expend not less than \$1,010,500 to cities and towns hosting facilities; provided further, that one-half of the number of inmates incarcerated at Souza Baranowski correctional center shall be deemed to be incarcerated within a correctional facility in the

town of Shirley and one-half shall be deemed to be incarcerated within a correctional facility in the town of Lancaster; provided further, that before closing any correctional facility, the commissioner of corrections and the secretary of public safety shall report to the house and senate committees on ways and means and public safety on the per-inmate cost of incarceration in the closing facility, and the per-inmate cost in the facilities to which inmates will be moved; provided further, the commissioner of corrections and the secretary of public safety shall report to the house and senate committees on ways and means and public safety before January 1 of each year the point score compiled by the department of correction's objective classification system for all prisoners confined in each prison operated by the department; provided further, that the department may expend funds appropriated in this item for the administration of budgetary, procurement, fiscal, human resources, payroll and other administrative services of the military division, the parole board and the sex offender registry board; provided further, that the department shall expend not less than \$750,000 to the community hosting the facility at Cedar Junction; provided further, that not less than \$150,000 shall be expended to the Black Men of Greater Springfield, Inc., so-called, in Springfield to act as the lead agency for programs to reduce incarcerations, recidivism, gang-violence, and promote good citizenship; provided further, that not less than \$80,000 shall be provided for the Dismas House so-called, in the city of Worcester; provided further, that not less than \$192,000 shall be expended to the community that hosts the Bay State Correctional Center; provided further, that not less than \$200,000 shall be provided for the Aid to Incarcerated Mothers organization \$473,918,601

and move to further amend the bill in section 2 by striking out line item 8900-1100 and inserting in place thereof the following:—

8900-1100 For re-entry programs at the department of corrections intended to reduce recidivism rates; provided, that said programs shall be in addition to those provided in fiscal year 2006; and provided further, that not less than \$200,000 be expended for the operation of SPAN, Inc. \$1,200,000

and move to further amend the bill in section 2 by striking out line item ~~8910-0000~~ and inserting in place thereof the following:—

Deleted: 8900

8910-0000 For a reserve to fund county correctional programs; provided, that funds appropriated in this item shall be distributed among the

sheriffs departments of Barnstable, Bristol, Dukes, Nantucket, Norfolk, Plymouth and Suffolk counties by the county government finance review board upon prior notification to the house and senate committees on ways and means; provided further, that funds appropriated in this item shall be in addition to and contingent on item 1599-7092; provided further, that funds made available to Plymouth county may be expended for operating and debt service costs associated with state inmates housed in the Plymouth county facility, pursuant to clauses 3 and 4 of the Memorandum of Agreement signed May 14, 1992; provided further, that funds distributed from this item shall be paid to the treasurer of each county who shall place the funds in a separate account within the treasury of each such county; provided further, that the treasurer shall authorize temporary transfers into this account for operation and maintenance of jails and houses of correction in advance of receipt of the amount distributed by the commonwealth under this item; provided further, that upon receipt of the state distribution, the treasurer may transfer out of such account an amount equal to the funds so advanced; provided further, that all funds deposited in such accounts and any interest accruing thereto shall be used solely for the functions of the sheriffs' departments of the various counties including, but not limited to, maintenance and operation of jails and houses of correction, without further appropriation; provided further, that the sheriff's department of each county shall reimburse the county treasurer of each county for personnel-related expenses, with the exception of salaries, attributable to the operations of the sheriff's department of each county heretofore paid by the county including, but not limited to, the cost of employee benefits; provided further, that the spending plans required by this item shall be developed by the county government finance review board, in consultation with the Massachusetts Sheriffs' Association; provided further, that in accordance with section 247 of chapter 38 of the acts of 1995, all spending plans shall be detailed by object class and object code in accordance with the expenditure classification requirements promulgated by the comptroller; provided further, that such spending plans shall be accompanied by a delineation of all personnel employed by each county correctional facility including, but not limited to, position, title, classification, rank, grade, salary and full-time or part-time status; provided further, that such spending plans shall be accompanied by a delineation of all vehicles leased, owned or operated by each county sheriff; provided further, that no sheriff shall purchase any new vehicles or major equipment in fiscal year 2008 unless such purchase is made pursuant to a multicounty or regionalized collaborative procurement arrangement or unless such purchase is directly related to significant population increase or is otherwise necessary to address an immediate and unanticipated public

safety crisis and is approved by the county government finance review board and the executive office of public safety; provided further, that notwithstanding the other provisions in this item, sheriffs may purchase "marked" prisoner transportation vans, upon notification to the county government finance review board; provided further, that notwithstanding any special law to the contrary, no county treasurer shall retain revenues derived by the sheriffs from commissions on telephone service provided to inmates or detainees; provided further, that the revenues shall be retained by the sheriffs not subject to further appropriation for use in a canteen fund; provided further, that the county government finance review board and the executive office of public safety shall identify and develop county correction expenditures which shall be reduced through shared contracts, regionalized services, bulk purchasing and other centralized procurement savings programs; provided further, that the daily count sheet for county facilities, compiled by the executive office of public safety, shall be filed with the Massachusetts Sheriffs' Association not less than monthly; provided further, that all revenues including, but not limited to, revenue received from housing federal prisoners, United States Marshals, canteen revenues, inmate industries and work-crew revenues shall be tracked and reported quarterly to the house and senate committees on ways and means and the Massachusetts Sheriffs' Association; provided further, that on or before August 15, 2007, each county sheriff shall submit a final spending plan for fiscal year 2008 to the county government finance review board and the house and senate committees on ways and means detailing the level of resources deemed necessary for the operation of each county correctional facility and the expenditures which shall be reduced to remain within the appropriation; provided further, that failure by a county sheriff to comply with any provision of this item shall result in a reduction of subsequent quarterly payments to amounts consistent with a rate of expenditure of 95 per cent of the rate of expenditure for fiscal year 2007, as determined by the county government finance review board; provided further, that each sheriff shall submit to the executive office of public safety and the house and senate committees on ways and means copies of such spending plans not later than August 15, 2007; provided further, that \$60,000 shall be expended for the operation of the Barnstable County Sheriff's Office Reentry Program; provided further, that on or before September 15, 2007, the county government finance review board shall have approved final fiscal year 2008 county correction budgets; provided further, that the county government finance review board shall provide the executive office of public safety and the house and senate committees on ways and means with copies of such approved budgets not later than October 15, 2007; provided further, that such budgets shall include distribution schedules for the final two

quarters of fiscal year 2008 and such plans shall be used to make all subsequent quarterly distributions; provided further, that services shall be provided to the extent determined to be possible within the amount appropriated in this item and each sheriff shall make all necessary adjustments to ensure that expenditures do not exceed the appropriation; provided further, that each county shall expend during fiscal year 2008, for the operation of county jails and houses of correction and other statutorily authorized facilities and functions of the office of the sheriff, in addition to the amount distributed from this item, not less than 102.5 per cent of the amount expended in fiscal year 2007 for such purposes from own-source revenues, which shall not be less than 5 per cent of total county revenues including, but not limited to, amounts levied pursuant to sections 30 and 31 of chapter 35 of the General Laws and amounts provided pursuant to sections 11 to 13, inclusive, of chapter 64D of the General Laws; provided further, that in fiscal year 2008, those counties which have not met maintenance of effort obligations in prior fiscal years shall expend not less than the minimum contribution, as defined above from own-source revenues; provided further, that notwithstanding the provisions stated in this item, the maintenance of effort obligations for Suffolk county shall be 4 per cent of the total fiscal year 2008 Suffolk county correction operating budget as approved by the county government finance review board; provided further, that notwithstanding any general or special law to the contrary, the deputy commissioner of local services shall certify on or before May 15, 2008 that all municipalities have appropriated and transferred to their respective county treasuries, not less than 102.5 per cent of the municipality's prior year obligations or minimum contributions as defined above, whichever is greater, for county corrections; provided further, that if a municipality fails to transfer such obligation, the deputy commissioner shall withhold an amount equal to the shortfall in the obligation due to the county from such municipality's fourth quarter local aid "cherry sheet" distribution, authorized from item 0611-5500 of section 2 and from funds made available from the State Lottery Fund distribution in section 3; provided further, that on or before August 1, 2007, the deputy commissioner shall report all such withholdings to the house and senate committees on ways and means; provided further, that in fiscal year 2008, notwithstanding section 20A of chapter 59 of the General Laws, any county except Suffolk and Nantucket may increase its county tax for the fiscal year by an additional amount if the total amount of such additional county tax is approved by two-thirds of the cities and towns in the county, in towns by a majority vote of the town meeting or town council, and in cities by a majority vote of the city council or board of aldermen, with the approval of the mayor or manager; and provided further, that each sheriff funded from this item shall report on a monthly basis to the house and

senate committees on ways and means on the average monthly
inmate population in the county starting not later than September
30, 2007 \$150,408,130

| and move to further amend the bill in section 2, in item 8910-~~7101~~ by striking out the figure
“\$294,975” and inserting in place thereof the following figure:— “\$344,400”.

Deleted: 7100

and move further to amend the bill by inserting the following new section:—

| ~~SECTION 49.~~ Section 16A of chapter 221 of the General Laws, as appearing in the 2004
Official Edition, is hereby amended by striking out the second sentence thereof.

Deleted: Section XX

And move further to amend the bill by inserting the following new section:—

| ~~SECTION 50.~~ Section 28D of chapter 278 of the General Laws, as appearing in the 2004
Official Edition, is hereby repealed.

Deleted: Section XX